

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Lisa Bushman et al. Art Unit 3761
Serial No. 10/035,650
Filed December 28, 2001
Confirmation No. 4610
For ABSORBENT ARTICLES WITH ABSORBENT PAD GAPPING
Examiner Jacqueline F. Stephens

July 21, 2006

RESPONSE TO OFFICE ACTION

TO THE COMMISSIONER FOR PATENTS,

SIR:

In response to the Office action mailed May 4, 2006, please consider the following remarks.

General Remarks

Applicants acknowledge with appreciation the allowance of claims 23-29.

The Office Action Summary included with the Office action of May 4, 2006 indicates (at item 4) that claims 1 and 3-39 are pending in the application. However, applicants' Amendment D filed January 24, 2006 canceled claim 3 and added new claims 41 and 42. Moreover, claim 40 was also pending in the case as of the filing of applicants' Amendment D. Accordingly, applicants submit that claims 1 and 4-42 are currently pending for consideration and should have been considered.

Applicants particularly note that claims 3-10 are indicated in the Office action as being allowable if rewritten independent form. In applicants Amendment D filed January 24, 2006, applicants submitted new claim 41, which corresponds to canceled claim 3 rewritten in independent form. Claim 3 was thus canceled and claims 4 and 5 were amended to depend from new